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US SECURITIES & COMM

2003/004

SUMM,J.

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DATE FILED: ON/15/05

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

- against -

AMERINDO INVESTMENT ADVISORS INC., ALBERTO WILLIAM VILAR, and GARY ALAN TANAKA,

Defendants.

: 05 Ctv. 5231 (LTS)(DFE)

STIPULATION AND [PROPOSED] ORDER

WHEREAS the plaintiff Securities and Exchange Commission ("Commission") commenced this action by filing a Complaint on June 1, 2005;

WHEREAS the Commission served the Summons and Complaint upon defendant Amerindo Investment Advisors Inc. ("Amerindo") on June 24, 2005;

WHEREAS defendant Amerindo's response to the Complaint is due on July 14, 2005;

WHEREAS the plaintiff Commission and defendant Amerindo have agreed to extend the date by which Amerindo must respond to the Complaint;

Copies mailed Course of record 1/15/05
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ACCORDINGLY, IT IS STIPULATED AND AGREED that the date by which

defendant Amerindo must answer, move, or otherwise respond to the Complaint shall be extended until August 19, 2005.

Dated: New York, New York July 11, 2005

Attorney for Plaintiff

Securities and Exchange Commission

3 World Financial Center New York, NY 10281 Telephone (212) 336-0077

Eugene Licker, Esq. (BL-0237)

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So Ordered: